



Substitute for form 1448A/PTO

**Complete if Known**

*(use as many sheets as necessary)*

Sheet	1	of	1
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Application Number	10/607,010
April 16, 2003	June 26, 2003
First Named Inventor	Ed AUSTIN
Group Art Unit	3732
Examiner Name	Baxter, Jessica R.
Attorney Docket Number	39262/285776

## U.S. PATENT DOCUMENTS

Examiner Signature	<i>Richard Shaffer</i>	Date Considered	11/7/06
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



PTO/SB/08A (10-01)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1

of

5

**Complete if Known**

Application Number	10/607,010
April 16, 2003	June 26, 2003
First Named Inventor	Ed AUSTIN
Group Art Unit	3732
Examiner Name	Baxter, Jessica R.
Attorney Docket Number	39262/285776

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if Known)			
RS		2003/0149430 A1	08/07/2003	Ferrante, et al.	
		2003/0149429 A1	08/07/2003	Ferrante, et al.	
		2002/0026190 A1	02/28/2002	Walulik, et al.	
		Re. 31,809	01/22/1985	Danieletto, et al.	
		Re. 34,985	06/27/1995	Pennig	
		554,284	02/11/1896	Lorang	
		575,631	01/19/1897	Brooks	
		1,271,792	07/09/1918	Standish	
		1,563,242	11/24/1925	Tweit	
		2,250,417	07/22/1941	Ettinger	
		2,251,209	07/29/1941	Stader	
		2,346,346	04/11/1944	Anderson	
		2,391,537	12/25/1945	Anderson	
		2,391,693	12/25/1945	Ettinger	
		2,393,694	01/29/1946	Kirschner	
		2,393,831	01/29/1946	Stader	
		2,427,128	09/09/1947	Ettinger	
		2,774,271	12/18/1956	Mano	
		2,876,027	03/03/1959	Sulmonetti	
		2,932,029	04/12/1960	Nicolo	
		3,044,512	07/17/1962	Jones	
		3,154,331	10/27/1964	Engelhardt	
		3,195,380	07/20/1965	Bicks	
		3,509,882	05/05/1970	Blake	
		3,828,791	08/13/1974	Santos	
		3,961,854	06/08/1976	Jaquet	
		4,135,505	01/23/1979	Day	
		4,187,840	02/12/1980	Watanabe	
		4,364,381	12/21/1982	Sher, et al.	
		4,483,334	11/20/1984	Murray	
		4,548,199	10/22/1985	Agee	
		4,570,625	02/18/1986	Harris, et al.	
		4,611,586	09/16/1986	Agee, et al.	
		4,620,533	11/04/1986	Mears	
		4,635,634	01/13/1987	Santos	
		4,696,293	09/29/1987	Ciullo	
		4,700,437	10/20/1987	Hoshino	
		4,785,694	11/22/1988	Burmester	
		4,848,368	07/18/1989	Kronner	
		4,922,856	05/08/1990	Sweeney, Jr.	

Examiner Signature

*Richard Shaffer*

Date Considered

11/7/06

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Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)				<b>Complete If Known</b>	
Application Number		10/607,010			
April 18, 2003		June 26, 2003			
First Named Inventor		Ed AUSTIN			
Group Art Unit		3732			
Examiner Name		Baxter, Jessica R.			
Attorney Docket Number		39262/285776			
Sheet	2	of	5		

U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
RS		4,998,935	03/12/1991	Pennig	
		5,062,844	11/05/1991	Jamison, et al.	
		5,152,280	10/06/1992	Danieli	
		5,160,335	11/03/1992	Wagenknecht	
		5,207,676	05/04/1993	Canadell, et al.	
		5,219,349	06/15/1993	Krag, et al.	
		5,376,090	12/27/1994	Pennig	
		5,403,313	04/04/1995	Lin	
		5,405,347	04/11/1995	Lee, et al.	
		5,429,637	07/04/1995	Hardy	
		5,437,666	08/01/1995	Tepic, et al.	
		5,443,465	08/22/1995	Pennig	
		5,451,225	09/19/1995	Ross, Jr., et al.	
		5,451,226	09/19/1995	Pfeil, et al.	
		5,586,983	12/24/1996	Sanders, et al.	
		5,662,650	09/02/1997	Bailey, et al.	
		5,683,389	11/04/1997	Orsak	
		5,702,389	12/30/1997	Taylor, et al.	
		5,709,685	01/20/1998	Dombrowski, et al.	
		5,728,095	03/17/1998	Taylor, et al.	
		5,741,252	04/21/1998	Mazzio, et al.	
		5,743,898	04/28/1998	Bailey, et al.	
		5,746,741	05/05/1998	Kraus, et al.	
		5,752,954	05/19/1998	Mata, et al.	
		5,827,282	10/27/1998	Pennig	
		5,891,143	04/06/1999	Taylor, et al.	
		5,891,144	04/06/1999	Mata, et al.	
		5,931,837	08/03/1999	Marsh, et al.	
		5,971,984	10/26/1999	Taylor, et al.	
		6,010,501	01/04/2000	Raskin, et al.	
		6,024,745	02/15/2000	Paccioli, et al.	
		6,030,386	02/29/2000	Taylor, et al.	
		6,080,153	06/27/2000	Mata, et al.	
		6,129,727	10/10/2000	Austin, et al.	
		6,168,595 B1	01/02/2001	Durham, et al.	
		6,171,308 B1	01/09/2001	Bailey, et al.	
		6,203,575 B1	03/20/2001	Farey	
✓		6,217,577 B1	04/17/2001	Hofmann	

Examiner Signature	<i>Richard Shaffer</i>	Date Considered	11/106
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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Application Number	10/607,010
				April 16, 2003	June 26, 2003
				First Named Inventor	Ed AUSTIN
				Group Art Unit	3732
				Examiner Name	Baxter, Jessica R.
Sheet	3	of	5	Attorney Docket Number	39262/285776

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
RS		6,221,072 B1	04/24/2001	Termaten	
RS		6,342,054 B1	01/29/2002	Mata	
RS		6,461,358 B1	10/08/2002	Paccioli, et al.	
RS		6,491,694	12/10/2002	Orsak	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
RS		27 45 504 A1	04/19/1979	Germany		
RS	*	0 524 441 A1	06/23/1992	Europe		Translation
RS		0 611 007 A1	08/17/1994	Europe		
RS		02 709/94-3*	09/06/1994	Switzerland		No English Abstract Available
RS		1 603 999	05/27/1971	Germany		Translation
RS		1 935 977	02/04/1971	Germany		Translation
RS		1572590 A1	09/06/1994	U.S.S.R.		No English Abstract Available
RS		167008	11/25/1965	U.S.S.R.		No English Abstract Available
RS		FR2 665 353 A	02/07/1992	Pinaud		English Abstract
RS		25934	06/07/1915	Norway		No English Translation Available
RS		303453	05/13/1952	Switzerland		
RS		38 05 178 A1	08/31/1989	Germany		Translation
RS		DE 295 12 917	11/30/1995	Germany		No English Translation Available
RS		DE 375 151	05/08/1923	Germany		No English Translation Available
RS		DE 38 23 746 A1	01/18/1990	Germany		Translation
RS		DE 42 38 582 A1	05/19/1994	Germany		
RS		EP 0 700 664 A1	03/13/1996	Europe		Abstract
RS		EP 1 021 992 A1	07/26/2000	Europe		

\*Corresponding U.S. application issued as U.S. Patent No. 5,752,954

Examiner Signature	<i>Richard Shaffer</i>	Date Considered	11/7/06
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**INFORMATION DISCLOSURE  
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Sheet 4

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**Complete if Known**

Application Number	10/607,010
Filing Date	June 26, 2003
First Named Inventor	Ed AUSTIN
Group Art Unit	3732
Examiner Name	Baxter, Jessica R.
Attorney Docket Number	39262/285776

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
RS		SU 1491-492-A1	08/25/1986	U.S.S.R.		
RS		WO 00/40163	07/13/2000	PCT		
RS		WO 03/065911	08/14/2003	PCT		
RS		WO 88/03395	05/19/1988	PCT		
RS		WO 88/01152	02/25/1988	PCT		Abstract
RS		WO 94/18898	09/01/1994	PCT		
RS		WO 96/12443	05/02/1996	PCT		
RS		WO 97/10775	03/27/1997	PCT		
RS		WO 97/16128	05/09/1997	PCT		
RS		WO 98/36698	08/27/1998	PCT		
RS		WO 99/22661	05/14/1999	PCT		
RS		WO 99/29247	06/17/1999	PCT		

**OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
RS		"Epiphyseal Distraction Hemichondrodysplasia," by Roberto Aldegheri, et al., <i>Clinical Orthopaedics and Related Research</i> , Number 241, pp. 128-136, April 1989	
RS		"Use of an Articulated External Fixator for Fractures of the Tibial Plafond," <i>The Journal of Bone and Joint Surgery</i> , pp. 1498-1509, 1995	
RS		Agee, "External Fixation: Technical Advances Based Upon Multiplanar Ligamentotaxis," <i>Orthopedic Clinics of North America</i> , 24(2) (April 1993)	
RS		Articulated External Fixation of Tibial Pilon Fractures: Effects on Ankle and Fragment Kinematics by D. C. Fitzpatrick, et al., 40 <sup>th</sup> Annual Meeting, Orthopaedic Research Society, February 21-24, 1994, New Orleans, Louisiana, one page	
RS		HOFFMANN II EXTERNAL FIXATION SYSTEM, 3 pages (10/15/01) <a href="http://www.osteonics.com/howmedica/products/frames/prod2p.10.htm">http://www.osteonics.com/howmedica/products/frames/prod2p.10.htm</a>	
RS		International Search Report in related Application No. PCT/US03/02712	
RS		International Search Report in related Application No. PCT/US03/18067	
RS		ORTHOFIX Brochure entitled "Ankle Fusion Technique," one page, undated	

Examiner Signature

*Richard Shaffer*

Date Considered

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet	5		5
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<b>Filing Date</b>	<b>June 26, 2003</b>
<b>First Named Inventor</b>	<b>Ed AUSTIN</b>
<b>Group Art Unit</b>	<b>3732</b>
<b>Examiner Name</b>	<b>Baxter, Jessica R.</b>
<b>Attorney Docket Number</b>	<b>39262/285776</b>

**OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS**

[illegible]

Richard Shaffer

117/06

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